

# HOUSE BILL 1421

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By: **Delegates Cain, Guyton, Mosby, and Wilkins**

Introduced and read first time: February 7, 2020

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

### 2 **Education – Advanced Courses – Automatic Enrollment**

3 FOR the purpose of requiring that, beginning in a certain school year, a student who  
4 exceeds grade level standards on the Maryland School Assessment, is identified as  
5 gifted and talented, or has reached college and career ready benchmarks on certain  
6 standardized tests shall be automatically enrolled in an advanced course for the  
7 corresponding subject area or areas for the following semester or school year;  
8 requiring a county board to use universal screening to identify gifted and talented  
9 students for automatic enrollment in advanced courses; requiring a county board,  
10 beginning in a certain school year, to annually notify the parents and guardians of  
11 enrolled students of the automatic enrollment policy and process, the course  
12 offerings, and the benefits of enrolling in advanced courses; requiring the annual  
13 notification to be sent in the primary language of the recipients; requiring a county  
14 board, on or before a certain date each year, beginning in a certain year, to submit a  
15 report to the State Board of Education; providing for the contents of the report;  
16 requiring the State Department of Education, beginning in a certain school year, to  
17 collect and publish certain data related to enrollment in advanced courses; requiring  
18 the data to be disaggregated by certain categories; authorizing a parent or guardian  
19 of a student to provide written consent for the student to be excluded or removed  
20 from automatic enrollment in an advanced course; authorizing the State Board to  
21 adopt certain regulations; and generally relating to enrollment in advanced courses  
22 in public schools in the State.

23 BY adding to

24 Article – Education

25 Section 7-211

26 Annotated Code of Maryland

27 (2018 Replacement Volume and 2019 Supplement)

28 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

29 That the Laws of Maryland read as follows:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



## Article – Education

2 7-211.

3 (A) (1) SUBJECT TO SUBSECTION (B) OF THIS SECTION, BEGINNING IN  
4 THE 2020–2021 SCHOOL YEAR, A STUDENT WHO EXCEEDS GRADE LEVEL STANDARDS  
5 ON THE MARYLAND SCHOOL ASSESSMENT, IS IDENTIFIED AS GIFTED AND  
6 TALENTED, OR HAS REACHED COLLEGE AND CAREER READY BENCHMARKS ON THE  
7 PSAT, SAT, OR ACT SHALL BE AUTOMATICALLY ENROLLED IN AN ADVANCED  
8 COURSE FOR THE CORRESPONDING SUBJECT AREA OR AREAS FOR THE FOLLOWING  
9 SEMESTER OR SCHOOL YEAR.

13                   (B) A PARENT OR GUARDIAN OF A STUDENT MAY PROVIDE WRITTEN  
14 CONSENT FOR THE STUDENT TO BE EXCLUDED OR REMOVED FROM AUTOMATIC  
15 ENROLLMENT IN AN ADVANCED COURSE.

16 (C) (1) BEGINNING IN THE 2020–2021 SCHOOL YEAR, A COUNTY BOARD  
17 SHALL ANNUALLY NOTIFY THE PARENTS AND GUARDIANS OF ENROLLED STUDENTS  
18 OF THE AUTOMATIC ENROLLMENT POLICY AND PROCESS, THE COURSE OFFERINGS,  
19 AND THE BENEFITS OF ENROLLING IN ADVANCED COURSES.

20 (2) THE ANNUAL NOTIFICATION UNDER PARAGRAPH (1) OF THIS  
21 SUBSECTION SHALL BE SENT IN THE PRIMARY LANGUAGE OF THE RECIPIENTS.

22 (D) (1) ON OR BEFORE OCTOBER 1 EACH YEAR, BEGINNING IN 2022, A  
23 COUNTY BOARD SHALL SUBMIT A REPORT TO THE STATE BOARD.

**(I) THE NUMBER OF COURSES OFFERED IN THE COUNTY;**

30 (III) THE NUMBER OF STUDENTS IN THE COUNTY WHO WERE  
31 EXCLUDED OR REMOVED FROM AUTOMATIC ENROLLMENT IN AN ADVANCED  
32 COURSE;

1 (IV) THE ADVANCED COURSES IN WHICH STUDENTS WERE  
2 AUTOMATICALLY ENROLLED;

3 (v) THE NUMBER OF TEACHERS IN EACH SCHOOL IN THE  
4 COUNTY WITH FEWER THAN 4 YEARS OF TEACHING EXPERIENCE; AND

5 (VI) THE NUMBER OF TEACHERS IN EACH SCHOOL IN THE  
6 COUNTY WHO PROVIDE INSTRUCTION IN A SUBJECT THAT THE TEACHER IS NOT  
7 CERTIFIED TO TEACH.

8                   (E) (1) BEGINNING IN THE 2020–2021 SCHOOL YEAR, THE DEPARTMENT  
9 SHALL COLLECT AND PUBLISH DATA ON ENROLLMENT IN:

**(I) ADVANCED PLACEMENT COURSES;**

11 (II) ALGEBRA I DURING THE EIGHTH GRADE;

### 12 (III) DUAL ENROLLMENT;

#### 13 (IV) GIFTED AND TALENTED PROGRAMS;

14 (v) INTERNATIONAL BACCALAUREATE PROGRAMS; AND

15 (VI) ADVANCED COURSES AS A RESULT OF AUTOMATIC  
16 ENROLLMENT UNDER SUBSECTION (A) OF THIS SECTION.

19 (I) GENDER;

20 (II) HISPANIC OR LATINO OF ANY RACE;

21 (III) FOR INDIVIDUALS WHO ARE NON-HISPANIC OR  
22 NON-LATINO ONLY:

24 2. ASIAN:

1                   **4. NATIVE HAWAIIAN OR OTHER PACIFIC ISLANDER;**

2                   **5. WHITE; OR**

3                   **6. TWO OR MORE RACES;**

4                   **(IV) STUDENTS WHO ARE LIMITED ENGLISH PROFICIENT;**

5                   **(V) STUDENTS WHO RECEIVE FREE AND REDUCED PRICE**  
6   **MEALS; AND**

7                   **(VI) STUDENTS WHO RECEIVE SPECIAL EDUCATION SERVICES.**

8                   **(F) THE STATE BOARD MAY ADOPT REGULATIONS TO IMPLEMENT THE**

9   **REQUIREMENTS OF THIS SECTION.**

10                  SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
11   1, 2020.